

PATENT
Attorney Docket 042715-5024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Tomoki Todo**)
Application No. **10/594,964**) Art Unit: **1648**
Filed: **September 29, 2006**) Examiner: **Ali Reza Salimi**
For: **Enhancer of anticancer activity in viral therapy**) Confirmation No. **1879**
and method of preventing or treating cancer)

REQUEST FOR REFUND UNDER 37 C.F.R. § 1.26(a)

This is a request for refund under 37 C.F.R. §1.26(a) for fees charged to our Deposit Account No. 50-0310 in excess of that which was required. The above-referenced application is entitled to small entity status (as evidenced by the attached copy of Electronic Patent Application Fee Transmittal). However, the fees for the Request for Continued Examination filed on April 6, 2009 were charged at the large entity rate (\$810.00). Accordingly, Applicant requests a refund in the amount of \$405.00 for overpayment of fees at the large entity rate. Please credit our Deposit Account No. 50-0310 in the amount of \$405.00 and indicate that the credit is for our Attorney Docket No. 042715-5024.

Dated: **April 10, 2009**
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Respectfully submitted
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